UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

ALEXANDRIA DIVISION

EVANSTON INSURANCE

CIVIL ACTION NO. 06-1603-A

-vs-

JUDGE DRELL

BROADWAY GROCERY, INC., et al.

MAGISTRATE JUDGE KIRK

JUDGMENT

For the reasons contained in the Report and Recommendation of the Magistrate Judge filed previously herein, noting the absence of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that the Motion for Summary Judgment (Doc. #10), is DENIED.

SIGNED on this 24th day of July, 2007, at Alexandria, Louisiana.

Dee D. Drell

United States District Judge